

**IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE
21ST JUDICIAL DISTRICT, LEWIS COUNTY**

KEVIN P. LAVENDER, IN HIS)
OFFICIAL CAPACITY AS)
COMMISSIONER-IN-POSSESSION OF)
SENTINEL TRUST COMPANY AND)
RECEIVERSHIP MANAGEMENT, INC.,)
RECEIVER OF SENTINEL TRUST COMPANY)

Plaintiffs,)

v.)

No. 4980

DANNY N. BATES, CLIFTON TODD BATES,)
HOWARD H. COCHRAN, GARY L. O'BRIEN,)
DEANNA JUNE BATES and SENTINEL)
SERVICES CORPORATION,)

Defendants.)

**NOTICE OF DEPOSITION OF BATES FAMILY TRUST
THROUGH ITS TRUSTEE DANNY N. BATES**

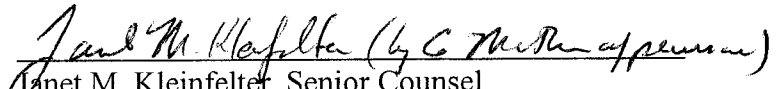
Pursuant to Rule 30.02, Tennessee Rules of Civil Procedure, Plaintiffs give notice that the deposition of the Bates Family Trust, through its Trustee Danny N. Bates, will commence on Monday, August 1, 2005, at 1:00 p.m. at 29 West Main Street, Hohenwald, Tennessee and continue until adjourned or completed. The deposition will be pursuant to the attached subpoena which also requests production of documents to occur at the same time and place.

You are invited to attend.

Respectfully submitted,



J. Graham Matherne, BPR #11294
Wyatt, Tarrant & Combs, LLP
2525 West End Avenue, Suite 1500
Nashville, TN 37203-1423
(615) 244-0020
*Counsel to Receivership Management, Inc.,
Receiver of Sentinel Trust Company, in Liquidation*


Janet M. Kleinfelter, Senior Counsel
Office of the Attorney General
Financial Division
425 5th Avenue North
P.O. Box 20207
Nashville, TN 37243
(615) 741-7403
Counsel for Commissioner Kevin P. Lavender

CERTIFICATE OF SERVICE

This is to certify that on July 15th, 2005 a copy of the foregoing Notice has been sent by First Class U.S. Mail, postage paid, to:

Danny N. Bates
205 Bastin Cemetery Road
Hohenwald, TN 38462

Clifton Todd Bates
312 Bastin Cemetery Road
Hohenwald, TN 38462

Howard H. Cochran
3636 Mahlon Moore Road
Spring Hill, TN 37174

David S. Zinn
Hooper & Zinn
109 Westpark Drive, Suite 310
Brentwood, TN 37027

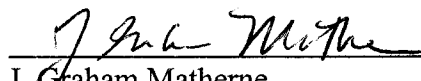
Gary L. O'Brien
163 Shady Lane
Hohenwald, TN 38462

Deanne June Bates
205 Bastin Cemetery Road
Hohenwald, TN 38462

Sentinel Services Corporation
c/o Danny N. Bates
205 Bastin Cemetery Road
Hohenwald, TN 38462

Carrol Kilgore
Branstetter, Kilgore, Stranch & Jennings
227 Second Avenue, North, 4th Floor
Nashville, TN 37201

Donald Schwendimann
12 East Fourth Avenue
P.O. Box 366
Hohenwald, TN 38462


J. Graham Matherne

STATE OF TENNESSEE
LEWIS COUNTY
CHANCERY COURT

SUBPOENA
(ORDER TO APPEAR)
(DUCES TECUM)

CASE FILE NUMBER
4980

PLAINTIFF

KEVIN P. LAVENDER, et al

DEFENDANT

DANNY N. BATES, et al

VS.

TO: (Name, Address & Telephone Number of Witness)

Bates Family Trust, c/o Danny N. Bates, 205 Bastin Cemetery Road
Hohenwald, TN 38462; Phone: (931) 796-1144

You are hereby commanded to appear at the time, date and place specified for the purpose of giving testimony. In addition, if indicated, you are to bring the items listed. Failure to appear may be punished by fine and/or imprisonment as provided by law.

| | | |
|--|-------------------------------|--|
| TIME 1:00 p.m. | DATE August 1, 2005 | ITEMS TO BRING: SEE ATTACHED "ITEMS TO PRODUCE" |
| PLACE 29 West Main Street Hohenwald, TN 38462 (OR) | | |
| This subpoena is being issued on behalf of <input checked="" type="checkbox"/> plaintiff <input type="checkbox"/> defendant. Attorney: (Name, Address & Telephone Number) J. Graham Matherne, <i>J. Graham Matherne</i> Wyatt, Tarrant & Combs, LLP 2525 West End Ave., Suite 1500 Nashville, TN 37203; Phone: 615-244-0020 | | xxAdditional List Attached DATE ISSUED: BY: Clerk and Master |
| RETURN ON SERVICE | | |

Inc.

Check one: (1. Or 2. are for the return of an authorized officer or attorney; an attorney's return must be sworn to; 3. Is for the witness who will acknowledge service and requires the witness's signature.)

1. ☐ I certify that on the date indicated below I served a copy of this subpoena on the witness stated above by _____
2. ☐ I failed to serve a copy of this subpoena on the witness because _____
3. ☐ I acknowledge being served with this subpoena on the date indicated below.

DATE OF SERVICE: _____

SIGNATURE OF WITNESS, OFFICER OR ATTORNEY: _____

Signature of Notary Public or Deputy Clerk: _____

Commission Expires: _____

ITEMS TO PRODUCE

Please produce the following for the timeframe from the creation of the Bates Family Trust to the present:

- 1) All documents referring to, relating to or evidencing the formation of the Bates Family Trust, including any documents evidencing the establishment and/or changes in grantor(s), trustee(s) and beneficiary(ies);
- 2) All documents referring to, relating to or evidencing any amendment(s) to any term(s) of the Bates Family Trust;
- 3) All documents referring to, relating to or evidencing Trustee reports and/or accountings for the Bates Family Trust;
- 4) All documents referring to, relating to or evidencing the initial funding of the Bates Family Trust and further showing all additional assets that have been acquired (in any manner, including gifts) by or in the name of the Bates Family Trust;
- 5) All documents referring to, relating to or evidencing a) all money borrowed by the Bates Family Trust, b) any loan(s) made by the Bates Family Trust, including loans to any beneficiary(ies) and/or c) any pledge or encumbrance placed on the Bates Family Trust property whether the pledge or encumbrance is current or in the past;
- 6) All documents referring to, relating to or evidencing all distributions, payments or disbursements from the Bates Family Trust;
- 7) All documents referring to, relating to or evidencing all real estate that currently is, or previously has been, owned by, or titled in the name of, the Bates Family Trust;
- 8) All documents referring to, relating to or evidencing all income that has been received by the Bates Family Trust;
- 9) All documents referring to, relating to or evidencing all tax returns filed by, or on behalf of, the Bates Family Trust;
- 10) All documents referring to, relating to or evidencing the wind down or cessation or the extinguishment of the Bates Family Trust;
- 11) All documents referring to, relating to or evidencing a Trustee's bond; and
- 12) All documents referring to, relating to or evidencing compensation paid to the Trustee, as well as reimbursement for Trustee expenses.

Reasonable costs of compliance with this subpoena will be addressed on August 1, 2005 at the commencement of the deposition.